

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

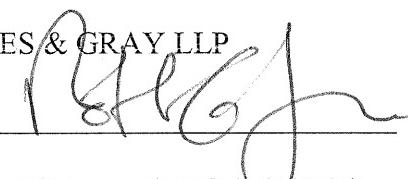
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ROBERT EMMA, Custodian, IRA, DTD 7/10/97	)	Civil Action No. 04-CV-12106-NMG
Plaintiff,	)	Judge Nathaniel M. Gorton
v.	)	
RS INVESTMENT MANAGEMENT, L.P., PFPC DISTRIBUTORS, INC., G. RANDALL HECHT; LEONARD B. AUERBACH, JEROME S. CONTRO, JOHN W. GLYNN JR. and MICHAEL MCCAFFERY,	)	
Defendants,	)	
RS EMERGING GROWTH FUND,	)	
Nominal Defendant,	)	

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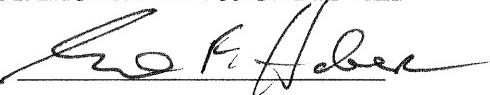
**STIPULATION**

It is hereby stipulated and agreed that the time within which PFPC Distributors, Inc. shall have to answer, move, or otherwise respond to the complaint is enlarged to February 11, 2005.

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